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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RESPONSE UNDER RULE 312
EXPEDITED HANDLING PROCEDURES**

In re Patent Application of

Atty Dkt. 124-810

C# M#

ASHLEY et al.

Group Art Unit: 2821

Serial No. 09/743,039

Examiner: H. Philogene

Filed: January 4, 2001

Date: February 3, 2004

Title: INFRARED LIGHT EMITTING DIODES

Mail Stop Issue Fee

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☒ **Correspondence Address Indication Form Attached.**

Fees are attached as calculated below:

Total effective claims after amendment **16** minus highest number
previously paid for **20** (at least 20) = **0** x \$ **18.00** \$ **0.00**

Independent claims after amendment **2** minus highest number
previously paid for **3** (at least 3) = **0** x \$ **86.00** \$ **0.00**

If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper) \$ **0.00**

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months) \$ **0.00**

Terminal disclaimer enclosed, add \$ 110.00 \$ **0.00**

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) \$ **0.00**

☐ Please enter the previously unentered , filed

☐ Submission attached

Subtotal \$ **0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ **0.00**

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ **0.00**

Assignment Recording Fee (\$40.00) \$ **0.00**

Other: **0.00**

TOTAL FEE ENCLOSED \$ **0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Stanley C. Spooner, Reg. No. 27-893

Signature: _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No. 3065

Allowed: January 29, 2004

ASHLEY et al.

Atty. Ref.: 124-810

Serial No. 09/743,039

Group: 2821

Filed: January 4, 2001

Examiner: H. Philogene

For: INFRARED LIGHT EMITTING DIODES

* * * * *

February 3, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER RULE 312

Pursuant to 37 C.F.R. 1.312(a), applicant hereby submits a further Amendment.

Applicant proposes to amend the above-identified application as follows: